

Case 2:07-cv-00694-MEF-CSC Document 15
U.S. Department of Justice
United States Marshals Service

Filed 11/30/2007 Page 1 of 2
PROCESS RECEIPT AND RETURN
See Instructions for "Service of Process by the U.S. Marshal"
on the reverse of this form

4

PLAINTIFF
UNITED STATES OF AMERICA

COURT CASE NUMBER
2:07-CV-694-MEF

DEFENDANT
ONE PARCEL OF PROPERTY LOCATED AT 867 COUNTY ROAD 227,
CLANTON, CHILTON COUNTY, ALABAMA, ETC.

TYPE OF PROCESS
NOTICE

SERVE
AT

NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN
MONTGOMERY ADVERTISER

ADDRESS (Street or RFD, Apartment No., City, State, and ZIP Code)
POST OFFICE BOX 1000 - MONTGOMERY, ALABAMA 36101-1000

SEND NOTICE OF SERVICE TO REQUESTER AT NAME AND ADDRESS BELOW:

Number of process to be served
with this Form - 285

1

John T. Harmon
United States Attorney's Office
Assistant United States Attorney
Post Office Box 197
Montgomery, Alabama 36101-0197

Number of parties to be served
in this case

Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Address, All Telephone Numbers, and Estimated Times Available For Service)

CATS # 07-DEA-487798

PUBLISH ONCE WEEKLY FOR THREE CONSECUTIVE WEEKS.

Signature of Attorney or other Originator requesting service on behalf of:

☒ PLAINTIFF
☐ DEFENDANT

TELEPHONE NUMBER

(334) 223-7280

DATE

7/31/07

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY - DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total
number of process indicated.
(Sign only first USM 285 if more than
one USM 285 is submitted)

Total Process
No. _____

District of Origin
No. 2

District to Serve
No. 2

Signature of Authorized USMS Deputy or Clerk

K. Chavez

Date

8/24/07

I hereby certify and return that I ☐ have personally served, ☒ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc. at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below).

Name and title of individual served (If not shown above).

☐ A person of suitable age and discretion then
residing in the defendant's usual place of abode.

Address (complete only if different than shown above)

Date of Service

11/30/07

Time

11:30

am

pm

Signature of U.S. Marshal or Deputy

Shawn A. Chavez

Service Fee

45.00

Total Mileage Charges
(including endeavors)

Forwarding Fee

8.00

Total Charges

53.00

Advance Deposits

Amount Owed to US Marshal or

Amount or Refund

REMARKS: 10/18/07 C.M. # 7002 2410 0002 4887 1756
published 10/18, 10/24, 10/31/2007
11/30/07 Paid invoice

RETURNED AND FILED

NOV 30 2007

PRIOR EDITIONS MAY
BE USED

FORM USM 285 (Rev. 12/15/80)
CLERK
U. S. DISTRICT COURT
MIDDLE DIST. OF ALA.

ADVERTISING ORDER

ORDER NUMBER 07-DEA-487798

DEPARTMENT OR ESTABLISHMENT, BUREAU OR OFFICE
U. S. Department of Justice, U. S. Marshals ServiceDATE
10/12/2007

The publisher of the publication named below is authorized to publish the enclosed advertisement according to the schedule below provided the rates are not in excess of the commercial rates charged to private individuals with the usual discounts.

It is to be set solid, without paragraphing, and without and display in the heading unless otherwise expressly authorized in the specifications.

NAME OF THE PUBLICATION ADVERTISED IN

Notice of Complaint for Forfeiture Against Real Property

SUBJECT OF ADVERTISEMENT

EDITION OF PAPER ADVERTISEMENT APPEARED

Real Property

DATE(S) ADVERTISEMENT

APPEARED October 18, October 24, October 31, 2007

2400 Today's LEGAL

A Petition for Remission or Mitigation of the forfeiture for a non-judicial determination of this action pursuant to 28 C.F.R. Part 9. Additional procedures and regulations regarding this forfeiture action are found at 19 U.S.C. § 1602-1619, 28 C.F.R. § 9.985, and 18 U.S.C. § 985. In accordance with 18 U.S.C. § 985, this Notice shall be posted on the defendant property and served on the property owner, along with a copy of the Complaint for Forfeiture.

JESSE SEROYER, JR.
UNITED STATES MARSHAL
MIDDLE DISTRICT
OF ALABAMA
Mont. Adv. 10/18 10/24
10/31/07
759169

2400 Today's LEGAL

YOU ARE HEREBY COMMANDED to provide notice of this action to all persons thought to have an interest in or claim to the defendant property and that you promptly after execution of this process, file the same in this Court with your return thereon.

All persons claiming an interest in or claim against the defendant property, and who have received direct notice of the forfeiture action, must file a verified claim with the Clerk of this Court asserting that interest, in the manner set forth in 18 U.S.C. § 983(a)(4)(A) and Supplemental Rule G(6), such claim must be filed not later than 30 days after the date of service of the Complaint or, as applicable, not later than 30 days after the date of filing of the Complaint of the filing of the Complaint or as otherwise specified by Supplemental Rule G(6). In addition, any person having filed such a claim shall also serve and file an answer to the Complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure within twenty (20) days after filing the claim.

Supplemental Rule G(5) provides in pertinent part: The claimant must: (A) identify the specific property claimed; (B) identify the claimant's interest in the property; (C) be signed by the claimant under penalty of perjury; and (D) be served on the government attorney designated under Rule G(4)(a)-(c) or (b)(1)(D). Claims and answers are to be filed with Debtor P. H. Hest, Clerk of Court, United States District Court, Frank M. Johnson United States Courthouse Complex, One Church Street, Montgomery, Alabama 36104, with a copy thereof sent to Attorney John T. Harmon, Office of the United States Attorney for the Middle District of Alabama, Post Office Box 107, Montgomery, Alabama 36101-0107. If you fail to do so, judgment by default will be taken against you for the relief demanded in the Complaint. Persons and entities who have an interest in the defendant property may, in addition to filing a claim or in lieu of the filing of a claim, submit

IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA SOUTHERN DIVISION UNITED STATES OF AMERICA, PLAINTIFF, V. NO. 2:07-cv-00694-MEF-CSC ONE PARCEL OF PROPERTY LOCATED AT 867 COUNTY ROAD 227, CLAYTON, CHILTON COUNTY, ALABAMA, WITH ALL APPURTENANCES AND IMPROVEMENTS THEREON, DEFENDANT. NOTICE OF COMPLAINT FOR FORFEITURE AGAINST REAL PROPERTY

Notice is hereby given that a civil complaint seeking forfeiture pursuant to 21 U.S.C. § 881 has been filed in the United States District Court for the Middle District of Alabama by Laura G. Callahan, United States Attorney, on behalf of the United States of America against the defendant property. The complaint alleges that said property may be the cause of the complaint, and is being sold as forfeited to the United States.

The defendant property is more particularly described as follows: South-west corner of the South-west fourth of the South-east fourth of Section 12, Township 13-South, Range 13-East, Chilton County, Alabama, the point of beginning, thence North 0 degrees 02 minutes 45 seconds West 1315.40 feet to an iron pin, thence North 89 degrees 53 minutes 53 seconds East 1325.27 feet to an iron pin on the west right-of-way of Moody Williams Road, thence along said right-of-way in a curve to the right with a radius of 1736.70 feet to a chord of South 10 degrees 23 minutes 45 seconds West a distance of 204.71 feet, thence along a curve to the left with a radius of 939.60 feet a chord of South 5 degrees 57 minutes 17 seconds West a distance of 208.35 feet, thence continue along said right-of-way south 10 degrees East 848.72 feet to an iron pin, thence leaving said right-of-way north 30 degrees West 1276.80 feet to the point of beginning, lying in the Southeast fourth, Section 12, Township 13-North, Range 13-East, Chilton County, Alabama, and containing 36.50 acres, more or less.

P. a. r. c. # 16-01-12-0-000-014.001

2400 Today's LEGAL

AUTHORITY TO ADVERTISE

INSTRUMENT OF ASSIGNMENT

NUMBER

NUMBER

DATE

DATE

SIGNATURE OF AUTHORIZING OFFICIAL

Paul Chief Deputy U. S. Marshal

INSTRUCTIONS TO PUBLISHERS

Extreme care should be exercised to insure that the specifications for advertising to be set other than solid be definite, clear, and specific since no allowance will be made for paragraphing or display or leaded or prominent headings, unless specifically ordered, or for additional space required by the use of type other than that specified. Specifications for advertising other than solid and the advertisement copy submitted to the publisher will be attached to the voucher.

Your bill for this advertising order should be submitted on the "Public Voucher for Advertising" form, which is printed on the reverse of this form, immediately after the last publication of the advertisement. If copies of the printed advertisement are not available, complete the affidavit provided on the voucher.

Submit the voucher and a copy of the printed advertisement to:

The following is a sample of solid line advertisement; set up in accordance with the usual Government requirements.

DEPARTMENT OF HIGHWAYS & TRAFFIC,
D.C. Bids are requested for first spring 1966
cement concrete repair contract, including
incidental work, Washington, D.C. Invitation No.
C-5576-H, consisting of 11,000 sq. yds. PCC Class
BB sidewalk repair and 2,000 cu. yds. PCC Class
A pavement, alley, & driveway repair, both cut
repairs only. Bidding material available from the
Procurement Officer, D.C. Sealed bids to be
opened in the Procurement Office at 8:00 p.m.
November 15, 1965.

U.S. Marshals Service
One Church St., Suite A-100
Montgomery, AL 36104

IMPORTANT

Charges for advertising when a cut, matrix, stereotype or electrotype is furnished will be based on actual space used and no allowance will be made for shrinkage.

In no case shall the advertisement extend beyond the date and edition stated in this order.

MY COMMISSION EXPIRES 11/06/2010

Betty Dennis
11-14-07